

JOHN J. HOFFMAN  
ACTING ATTORNEY GENERAL OF NEW JERSEY  
Division of Law  
124 Halsey Street  
P.O. Box 45029  
Newark, New Jersey 07102  
Telephone (973) 648-4735

RECEIVED AND FILED  
WITH THE  
N.J. BOARD OF DENTISTRY  
ON 2-26-15 DA

By: Swang Oo  
Deputy Attorney General  
Attorney for Board of Dentistry

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF DENTISTRY

IN THE MATTER OF	:	Administrative Action
	:	
ROBERT KARASEK, D.M.D.	:	Consent Order of Reinstatement
License # 22DI01723700	:	
	:	
TO PRACTICE DENTISTRY	:	
<u>IN THE STATE OF NEW JERSEY</u>	:	

This matter was opened to the New Jersey State Board of Dentistry upon the request of Robert Karasek, D.M.D. ("Respondent"), to reinstate his license to practice dentistry. Respondent voluntarily surrendered his license by order filed May 21, 2014, following receipt of information that he relapse into alcohol use and had stopped practicing dentistry as of April 13, 2014.

Previously, Respondent's license had been surrendered in February 2002 for obtaining controlled dangerous substances in names of other relatives for personal use, but was reinstated with restrictions by order filed September 25, 2002, following his treatment and compliance with a consent order of voluntary

surrender filed February 07, 2002.

In support of Respondent's request for reinstatement, he appeared with counsel, and was accompanied by Dr. Louis E. Baxter of the Professional Assistance Program (PAP) of New Jersey before the Board. At his appearance, Respondent testified that he is currently being monitored by the PAP. He also testified about the history of his practice, his conduct during the intervening period of time from his participation with the PAP to his appearance before the Board, the financial impact on his practice and family life due to the surrender of his license and his proposed plan to return to practice. Respondent also testified that he has a strong support group to help him maintain sobriety.

In support of his application, Dr. Karasek provided a report dated December 8, 2014 from Dr. Baxter. According to Dr. Baxter, Respondent has demonstrated documented ongoing recovery of over eight (8) months and strongly supports his return to practice with conditions including absolute abstinence from all psychoactive substances, random weekly urine monitoring, regular attendance at Alcoholics Anonymous meetings, and monthly meetings with a PAP representative.

Based upon the record and his testimony, the Board has determined that Respondent's return to practice with conditions is appropriate at this time. The terms imposed by this order are designed to ensure that as he re-enters practice in this State,

respondent's practice is consistent with the public health, safety and welfare.

IT IS, THEREFORE, ON THIS 26<sup>th</sup> DAY OF February, 2015  
HEREBY ORDERED AND AGREED THAT:

1. The license of Robert Karasek, D.M.D., to practice dentistry in this State is hereby reinstated, subject to the terms in this order. Respondent shall comply with all administrative issues related to reinstatement, including submission of proofs of continuing education credits within (6) six months, payment of applicable fees for his license and his CDS registration.

2. Respondent shall contact the Division of Consumer Affairs to register with the Prescription Monitoring Program within 15 days of the entry of this order.

3. Respondent shall remain enrolled in and participate with the PAP and shall comply with the recommendations for treatment, including but not limited to:

(a) monthly face-to-face meetings with representatives from that program for the first year of return to practice, followed by visits every two months for the subsequent year, then at a frequency to be determined by the PAP, consistent with his duration in recovery;

(b) regular attendance at support groups, NA or AA, at a minimum of three times per week; and

(c) random urine monitoring a minimum of twice weekly for the first year of return to practice, followed by a minimum of weekly screens for the subsequent year. Thereafter, Respondent shall be screened on a random basis at a frequency to be determined by the Executive Medical Director of the PAP, consistent with his duration of recovery.

4. If Respondent discontinues participation with the PAP or fails to comply with the conditions imposed by the program or outlined in this consent order without obtaining approval of the Board and the PAP, he shall be deemed in violation of this Order.

5. Respondent shall abstain from the use of alcohol and from all psychoactive substances, unless prescribed by a treating physician for a documented medical condition with prior notification to the Executive Medical Director of the PAP of the diagnosis and prescribed medications. In addition, Respondent shall advise any and all treating physicians and/or dentists of his history of substance abuse.

6. The PAP shall submit quarterly reports, including urine results, to the Board regarding Respondent's participation and compliance with all requirements of the PAP and this order. If Respondent has a positive urine, misses an appointment without consent, or has a lapse or slip in his recovery, or if Respondent terminates recommended counseling or his participation with the PAP, the PAP shall immediately inform the Board. For purposes of

this paragraph, "immediately" shall mean reporting the information orally within 24 hours and following up with a written report within 48 hours.

7. (a) Any failure by Respondent to submit or provide a urine sample within twenty-four (24) hours of a request will be deemed to be equivalent to a confirmed positive urine test. In the event Respondent is unable to appear for a scheduled urine test or provide a urine sample due to illness or other impossibility, consent to waive that day's test must be secured from the PAP. Respondent shall notify the PAP if he will be out of the State for any reason, so that the program may make a determination regarding alternate testing.

(b) Any urine test result showing creatinine levels below 20 mg/dL and a specific gravity below 1.003 shall create a rebuttable presumption of a confirmed positive urine test. Any such result shall be followed immediately by a confirming GC/MS test.

(c) Respondent shall familiarize himself with all foods, food additives or other products (such as poppy seeds) which may affect the validity of urine screens, be presumed to possess that knowledge, and shall refrain from the use of such substances. Ingestion of such substances shall not be an acceptable reason for a positive urine screen and/or failure to comply with the urine monitoring program.

(d) The PAP may, after notifying the Board, modify the frequency of testing or method of testing during the monitoring period.

8. Respondent shall provide any and all releases to any and all parties who are participating in a monitoring, treatment, or other program as outlined in this order, as may be required in order that all reports, records, and other pertinent information may be provided to the Board in a timely manner. Respondent waives abt right to confidentiality and agrees that any information received by the Board regarding Respondent's treatment or participation in a monitoring program may be used in connection with any proceedings pertaining to his license.

9.(a) Respondent shall be subject to an order of automatic suspension of his license upon the Board's receipt of any information which the Board, in its sole discretion, deems reliable demonstrating that Respondent has failed to comply with any of the conditions set forth in this consent order, including but not limited to report of a confirmed positive urine, or a prima facie showing of use of alcohol or drugs.

(b) Respondent shall have a right to apply for removal of the automatic suspension on ten (10) days notice to the Board and to the Attorney General. The Board may hold a hearing on that application before the full Board or before a committee of the Board. In the event a committee hears the application, its action

shall be effective immediately and subject to ratification of the full Board at its next scheduled meeting. In a hearing seeking removal of the automatic suspension, any confirmed positive urine shall be presumed valid.

10. Nothing in this order shall be deemed to preclude the Board from taking any action it deems appropriate should the Board's review of information cause it to determine that such action is warranted or from imposing restrictions or conditions on Respondent's license should the Board determine that such restrictions or conditions are appropriate to protect the public health, safety, and welfare.

11. Respondent may seek modification of the terms of this order not sooner than six (6) months from the date of its entry. The Board reserves the right to require Respondent's appearance prior to any modification or removal of conditions set forth in this Consent Order.

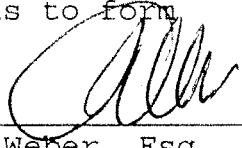
NEW JERSEY STATE BOARD OF DENTISTRY

By: Shirley Brenz RDA MS  
Shirley Brenz, R.D.A., M.S.  
Board President

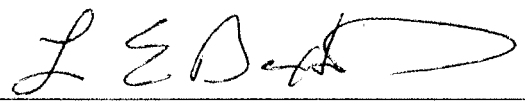
I have read and understand this Consent Order  
and agree to be bound by its terms.  
I consent to the entry of this Order.

Robert Karasek D.M.D.  
Robert Karasek, D.M.D.  
Date: 2/24/15

I consent to the entry of this  
Order as to form

  
\_\_\_\_\_  
Andrew Weber, Esq.  
Attorney for Robert Karasek, D.M.D.  
Date: 3/24/15

I have read the terms of this consent order  
and agree on behalf of the PAP to comply  
with its terms pertaining to the PAP.

  
\_\_\_\_\_  
Louis E. Baxter, Sr., M.D., FASAM  
Executive Medical Director, PAP  
Date: 2/26/15